

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) Attorney Docket No.: MIKI0003
Keiichiro OISHI)
Serial No.: 10/597,454) Confirmation No.: 1329
Filed: July 26, 2006)
For: COPPER ALLOY) Group Art Unit: 1793
)
) Examiner: Stefanie COHEN
)
) Date: February 19, 2010

TELEPHONE INTERVIEW SUMMARY (H)

MAIL STOP: AMENDMENT
U.S. Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

In view of the telephonic interview regarding the above-captioned patent application that was conducted on February 16, 2010 between Examiner Stefanie Cohen (571-270-5836) and Applicant's attorney, Wesley Ashton, please enter the following remarks in the application identified above in accordance with MPEP § 713.04:

Remarks/Arguments begin on page 2 of this paper.

REMARKS

Applicant's attorney, Wesley Ashton, called Examiner Stephanie Cohen (571-270-5836) on February 9, 2010 and left a voicemail message regarding the non-final Office Action mailed January 20, 2010. The February 9th voicemail discussed defects in the January 20th Office Action pertaining to the number of claims examined. More specifically, Applicant's attorney believes that claims 1-8 and 10-140, as amended by Amendment (C) filed on January 14, 2009, are the claims currently pending in the application. However, the claims allegedly examined according to the Office Action of January 20, 2010 are 1-8, 10-25, 28-133, 140 and 141-148 (See, e.g., Office Action Summary, and page 27, line 27, to page 28, line 11, of Office Action mailed January 20, 2010).

These issues were discussed with Examiner Cohen, who agrees that claims 1-8 and 10-140, filed by Amendment (C) on January 14, 2009, are the currently pending claims. Consequently, there are substantial defects in the Office Action of January 20, 2010.

In view of the above facts, the Examiner has agreed to vacate the defective Office Action mailed January 20, 2010, and to issue a new Office Action to replace the defective January 20, 2010 Office Action. Examiner Cohen informed Applicant's attorney that the statutory time period in which to respond will restart as of the date of mailing of the replacement Office Action.

Questions are welcomed by the below-signed attorney for Applicant.

Respectfully submitted,

GRIFFIN & SZIPL, P.C.

A handwritten signature in black ink, appearing to be 'Joerg-Uwe Szipl', is written over a horizontal line.

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